

Commissioner for Patents  
Page 13  
November 17, 2004

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### III. Remarks

Reconsideration of the application as amended is respectfully requested.

The objections to the drawings are noted. The specification has been amended to address the objections noted by the examiner. The numbers recited in the specification are now consistent with the drawings. Applicant has amended the description of Figure 9A to recite that it is a perspective view generally viewed from the line A-A of Figure 9. Applicant submits that the description of Figure 9A as amended accurately portrays the content of the drawing. Approval of the drawings is respectfully requested.

The indication of allowable subject matter in claims 3, 6-18, 21-22 is noted and appreciated. The claims have been amended to address the 35 USC §112 objections noted by the examiner. Claim 3 has been amended to be in independent form inclusive of subject matter of claims from which it depended. Allowance of claim 3 as amended is respectfully requested.

Claim 12 has been amended to address the 35 USC §112 objection raised by the examiner. Allowance of claim 12 and dependent claims 13-18 is respectfully requested.

Claims 1 and 19 stand rejected under 35 USC §102 based on reference JP 361292238. This reference discloses a truck trailer bed having load carrying chocks which cooperate in pairs to form a cradle for holding cylindrical load. The chocks are individually rotatable between a position flush with the trailer bed and a position on top of the bed in position to support a portion of a cylindrical load. In the closed position the


Commissioner for Patents  
Page 14  
November 17, 2004

chock is stored in a hole in the trailer bed. Rotation of a chock to an open position does not uncover a deck opening that provides clearance suitable for loading and unloading cargo items.

Claims 1 and 19 of the application have been amended to more fully recite that the deck opening between deck segments provides a clearance for loading and unloading munitions items. Support for the amendment is found at page 10, line 4 of the specification. The munitions loader has the clearance space available to it in the loading and unloading procedures. For example a loader with a platform carrying long bodied munitions can deposit the load on the deck. The deck opening clearance allows the loader platform to be lowered further to a point beneath the deck surface and free of the load so that the loader can be moved away from the deck. As noted above, this structure is not present or suggested by the JP '238 reference. Allowance of independent claims 1 and 19 is respectfully requested along with claims dependent thereon.

Respectfully submitted,  
John Hoeper, *et. al.*

November 17, 2004

By:   
Robert W. Gutenkauf  
Reg. No. 25,681  
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GP:1645419 v2

PTO/SB/17 (10-04v2)

Approved for use through 07/31/2008. OMB 0851-0032  
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**FEE TRANSMITTAL**  
**for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**44.00****Complete if Known**

Application Number	10/686,836
Filing Date	10/15/2003
First Named Inventor	Hoeper, John H.
Examiner Name	Gutman, Hilary L.
Art Unit	3611
Attorney Docket No.	88914

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number	50-0937
Deposit Account Name	Gray, Plant, Mooty et al.

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Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	780	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	650	2003	275	Plant filing fee	
1004	780	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>					<b>(\$)</b>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims		Fee from below	Fee Paid
Independent	Multiple	20**	3**		
4				44.0	44.0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>					<b>(\$)</b>

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**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	680	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.128(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	800	1802	800	Request for expedited examination of a design application	

Other fee (specify)

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**SUBTOTAL (3)** (\$)**SUBMITTED BY**

Name (Print/Type)	Robert W. Gutman
Signature	<i>Robert W. Gutman</i>

Registration No. (Attorney/Agent)	25,681
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(Complete if applicable)

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Date 11-17-2004

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Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X 44.0	44.0

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**SUBTOTAL (3)** (\$)**SUBMITTED BY**Name (Print/Type) Robert W. Guttenkauf  
Signature *Robert W. Guttenkauf*Registration No. 25,681  
(Attorney/Agent)

(Complete if applicable)

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